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Attorneys for Defendants
WESTPORT INSURANCE CORPORATION and
CLAIMS MANAGEMENT SERVICES, INC.

IN THE UNITED STATES DISTRICT COURT FOR
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

NOEL HOLLAND,)	NINTH CIRCUIT APP. COURT D. No. 04-73416
)	DISTRICT COURT CASE NO.: C 04-01238 CW ARB
Plaintiff,)	
)	
vs.)	
)	
WESTPORT INSURANCE)	PLAINTIFF'S (PROPOSED) STIPULATION
CORPORATION, CLAIMS)	TO SUBMIT TO BINDING ARBITRATION UNDER
MANAGEMENT)	THE LOCAL RULES OF ARBITRATION OF
SERVICES and DOES 1-4)	US DISTRICT COURT FOR THE NORTHERN
INCLUSIVE,)	DISTRICT OF CALIFORNIA
)	
Defendants.)	
)	

The parties in this action hereby stipulate to: (a) consent to submit to arbitration under Northern District Local Rules for Arbitration Rule 4-3 to determine the amount of payment Defendant WESTPORT INSURANCE CORPORATION may pay to Plaintiff due to the accident; (b) waive the right to request a trial *de novo* within 30 days under ADR Local Rule 4-12 after the filing of the arbitration award; and (c) abide by the Northern District Federal Court's Local Rules for ADR in selection of an arbitrator. The parties hereby submit the stipulation to the Court for approval.

1 Dated: Nov., 4, 2005

Respectfully submitted

2 LAW OFFICES OF BEREHANU H. CHALLA

3 by: _____ (C)

4 Berehanu H. Challa, Esq.

Attorney for Plaintiff

NOEL HOLLAND

6 Dated: Nov., 4, 2005

Respectfully submitted

7 LOW, BALL & LYNCH

8 by: _____

Dale L. Allen, Jr., Esq.

9 Attorney for Defendants

WESTPORT INSURANCE CORPORATION and

10 CLAIMS MANAGEMENT SERVICES, INC.

11
12 ORDER

13 The Court hereby approves the parties stipulation and orders the parties to proceed with
14 the arbitration. The Court's ADR will facilitate and assist in the selection of the arbitrator under
15 the ADR Local Rules. IT IS SO ORDERED.

16
17 Dated: ~~Nov., 4~~ ^{10/31}, 2005

18 Honorable CLAUDIA WALKEN
United States District Judge

